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4 BILL NO. S-77-01- 02

5 SPECIAL ORDINANCE NO. S-07-77

6 AN ORDINANCE approving a contract  
7 with Midwest Fire & Safety Equip-  
8 ment Co., Inc. for materials for  
the Fort Wayne Fire Department.

9 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY  
10 OF FORT WAYNE, INDIANA:

11 SECTION 1. That the contract dated December 28, 1976,  
12 between the City of Fort Wayne, by and through its Mayor and the  
13 Board of Public Safety and Midwest Fire & Safety Equipment Co.,  
14 Inc., for:

15 2 ea Model 32A Hurst Jaws of Life \$9,266.00

16 With the following accessories:

17 2 ea Sets - Power Shears 508.00

18 2 ea Sets - Aircraft and Cutting Jaws 150.00

19 2 ea Sets - 16" Section Extension Hoses 220.00

20 2 ea Sets - Automotive Jaws 150.00

21 TOTAL: \$10,294.00

22 all as more particularly set forth on Civil City Purchase Order  
23 No. 3-34909, which is on file in the Office of the Department  
24 of Purchasing and is by reference incorporated herein, made a  
25 part hereof and is hereby in all things ratified, confirmed and  
26 approved.

27 SECTION 2. This Ordinance shall be in full force and  
28 effect from and after its passage and approval by the Mayor.

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32 APPROVED AS TO FORM  
33 AND LEGALITY.

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Read the first time in full and on motion by Hengo, seconded by Talarico, and duly adopted, read the second time by title and referred to the Committee on Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City County Building, Fort Wayne, Indiana, on \_\_\_\_\_, the day of \_\_\_\_\_, 1976, at \_\_\_\_\_ o'clock P.M., E.S.T.

DATE: 1-11-77

Charles W. Whitman  
CITY CLERK

Read the third time in full and on motion by Hengo, seconded by J. Schmidt, and duly adopted, placed on its passage.

PASSED (~~TEST~~) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	<u>9</u>	<u>0</u>			
BURNS	<u>✓</u>				
HINGA	<u>✓</u>				
HUNTER	<u>✓</u>				
MOSES	<u>✓</u>				
NUCKOLS	<u>✓</u>				
SCHMIDT, D.	<u>✓</u>				
SCHMIDT, V.	<u>✓</u>				
STIER	<u>✓</u>				
TALARICO	<u>✓</u>				

DATE: 1-25-77

Charles W. Whitman  
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION)

ORDINANCE (RESOLUTION) No. 807-77 on the 25th day of Jan, 1977.

ATTEST: (SEAL)

Charles W. Whitman  
CITY CLERK

John G. Nichols  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 26th day of Jan, 1977, at the hour of 11:00 o'clock A. M., E.S.T.

Charles W. Whitman  
CITY CLERK

Approved and signed by me this 28th day of January, 1977, at the hour of 11:00 o'clock A. M., E.S.T.

Robert Elmschong  
MAYOR

Bill No. S-77-01-02

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance  
approving a contract with Midwest Fire & Safety Equipment Co., Inc. for  
materials for the Fort Wayne Fire Department

have had said Ordinance under consideration and beg leave to report back to the Common  
Council that said Ordinance Do PASS.

WILLIAM T. HINGA - CHAIRMAN

JAMES S. STIER - VICE CHAIRMAN

VIVIAN G. SCHMIDT

PAUL M. BURNS

FREDRICK HUNTER

*William T. Hinga*

*Vivian G. Schmidt*

*Paul M. Burns*

*Fredrick Hunter*

DATE 1-25-77 CONCURRED IN  
CHARLES W. WESTERMAN, CITY CLERK

## Memorandum

To A. N. Hepler, Board of Public Safety Date Dec. 28, 1976

From Purchasing Department

Subject Bid Ref. No. 753 - Jaws of Life - Fire Department

COPIES TO:

Tom Lorraine

Enclosed you will find Bid Documents (Bid No. 753) relating to Purchase Order No. 3-34909 which is prepared favoring Midwest Fire & Safety Equipment Co., Inc. for two (2) Model 32A Hurst Jaws of Life with Accessories - Total price: \$10,294.00.

The following documents are attached in support of the recommendation for acceptance of Midwest Fire & Safety Equipment Co.'s offer:

1. Copy of Tab Sheet
2. Copy of Mailing List
3. Copy of Midwest Fire & Safety Equipment Co.'s Bid
4. Copy of Purchase Order

Three (3) Vendors were invited to bid, two (2) Bids were mailed and one local Vendor was notified by mail of the Bid. There was only one (1) Bid received.

Please process all of the attached documents for Council approval. Please make sure that no confirming Purchase Order Number is communicated to Midwest Fire & Safety Equipment Co. until evidence of approval by Council is furnished to the Purchasing Department.

Genevieve V. Ramer  
Genevieve V. Ramer

Approved: A. C. Lord

A. C. Lord

Tabulation of Bid

Bid Reference No. 753

Closing Date December 28, 1976

Two (2) Model 32A Hurst Jaws  
of Life

1 Each - Sets - Power  
Shears

1 Each - Sets -  
Aircraft & Cuttin

*Final Bid Society O.K.*

Midwest Fire & Safety Equipment

1605 Prospect Street

Indianapolis, Indiana 46203 *del - one week*

*W/C A/B. O.K. - Comp. Net. 10 DAYS*

*46.33.<sup>00</sup> - each  
Total = 92.66.<sup>00</sup>*

*\$ 254.<sup>00</sup> ea  
Total 508.<sup>00</sup>*

*\$ 75.<sup>00</sup> ea  
\$ 150.<sup>00</sup> - Total*

Hurst Company

1126 Meadow Ridge Lane

Prospect, Kentucky 40059

Allen County Builders

1402 West Main Street

Fort Wayne, Indiana 46808

Tabulation of Bid

Bid Reference No. 753

Closing Date December 28, 1976

1 Each - 16' Section Extension Hose

1 Each - Sets - Automotive  
Jaws

Midwest Fire & Safety Equipment  
1605 Prospect Street  
Indianapolis, Indiana 46203

\$ 110.<sup>00</sup> each  
\$ 220.<sup>00</sup> Total

\$ 75.<sup>00</sup> ea  
\$ 150.<sup>00</sup> Total

Hurst Company  
1126 Meadow Ridge Lane  
Prospect, Kentucky 40059

Allen County Builders  
1402 West Main Street  
Fort Wayne, Indiana 46808

Bid Reference No. 753

Date December 28, 1976

Vendors Name & Address

Cards Mailed

Bids Picked Up

Bids Mailed

Midwest Fire & Safety Equipment Co., Inc.  
1605 Prospect Street  
Indianapolis, Indiana 46203

12-10-76

Hurst Company  
1126 Meadow Redge Lane  
Prospect, Kentucky 40059

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Allen County Builders  
1402 West Main Street  
Fort Wayne, Indiana 46808

12-14-76

**DEPARTMENT OF PURCHASES**  
Number One Main St., Ft. Wayne, Ind. 46202

**INVITATION**

Quotations, subject to the conditions on the reverse hereof, are requested on the following list of materials, supplies, equipment or services, for the department as indicated, with delivery to destination as shown below. Quotations shall include all charges for delivery, packing, etc. Address your reply as indicated below.

Mail all replies and correspondence, etc. to Attn. of A.C. Lord - 423-7037 DEPARTMENT OF PURCHASES

Room 470 , Number One Main St., Ft. Wayne, Ind. 46202

**REQUIRED FOR DELIVERY TO:**

Department Fort Wayne Fire Department  
or Division 3rd Floor - City County Building

Address One Main Street - Fort Wayne, Indiana

**RETURN ORIGINAL TO THE CITY - RETAIN DUPLICATE COPY FOR YOUR FILE**

Closing Tuesday - December 28, 1976 - 11:00 A.M.  
Time of Bids

TAXES: THE CITY IS EXEMPT FROM FEDERAL EXCISE AND INDIANA STATE SALES TAX. THE CITY'S INDIANA SALES TAX EXEMPTION CERTIFICATE NUMBER IS NO. 14608. PRICES SHOULD NOT INCLUDE THESE TAXES. See "Instructions to Bidders" No. 10 on reverse hereof for details.

**TAX EXEMPT (Unless otherwise indicated)**

Quantity	Unit	Materials, Supplies, Equipment or Service	Unit Price	Total Amount
2	1.	Model 32A Hurst Jaws of Life with the following accessories:		
	2.	1 Each - Sets - Power Shears	1. 633.00	9,266.00
	3.	1 Each - Sets Aircraft and Cutting Jaws	2. 254.00	508.00
	4.	1 Each - 16' Section Extension Hose	3. 75.00	150.00
	5.	1 Each - Sets - Automotive Jaws	4. 110.00	220.00
			5. 75.00	150.00
The Non-Collusion Affidavit and Proposal and Bid Surety Form must be properly signed and returned with your bid.				

Bid Bond required ☐ NO ☒ YES 5% Performance Bond ☐ NO ☒ YES  
 See instruction item No. 16 on reverse side hereof.  
 Terms Net 10 days cash discount if paid within 10 days from delivery and acceptance of goods or completion of services.

**PROPOSAL OR BID**

In compliance with the above invitation for bids and subject to all conditions thereof, the undersigned offers and agrees, if this bid be accepted within a reasonable time from date of closing, to furnish any or all of the items or render such service upon which prices are quoted, in accordance with the specifications applying and at the price set opposite each item.

Delivery of any or all of the items or completion of services indicated shall be made within one week from receipt of order.

**IMPORTANT**

As delivery may be a condition factor in the award of an order, it is important that bidders furnish the information requested above.

Sign Here:

MIDWEST FIRE & SAFETY EQPT.CO., INC.

Name of Company F. K. Donley Title Gen. Mgr.

Address 1605 Prospect St.

City Indianapolis, IN 46203 Date 12-23-76



NON-COLLUSION AFFIDAVIT

STATE OF INDIANA, }  
Marion COUNTY } SS:

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him, entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such letting, nor to prevent any person from bidding nor to induce anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

He further says that no person or persons, firms, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale or contract.

F. W. Doney  
Vice President  
Bidder or Agent

For MIDWEST FIRE & SAFETY EQPT.CO., INC.  
Firm or Corporation

Subscribed and sworn to before me this 28th day of December, 1976

My Commission Expires

December 8, 1980

Robert Charleswood

REQUEST FOR PUBLICATION

News	x
Sentinel	
Journal	x
Gazette	
Other	

DATE December 8, 1976

Kindly publish the following advertisement on the dates as shown and issue invoice to \*

\* Department Fort Wayne Fire Department  
3rd Floor - City County Building  
Address One Main Street - Fort Wayne, Indiana

Department of Purchases  
City of Fort Wayne

By *A.C. Lord*

BIDS WANTED - REFERENCE NO. 753

Sealed Proposals will be received by the City of Fort Wayne at the Office of Department of Purchases, Number One Main Street, Room 470, Fort Wayne, Indiana, until Tuesday - December 28, 1976 - 11:00 A.M. for the following items:

- 2 (Two) Models 32A Hurst Jaws of Life & following Accessories:
- 1 Each - Sets - Power Shears
  - 1 Each - Sets - Aircraft and Cutting Jaws
  - 1 Each - 16' Section Extension Hose
  - 1 Each - Sets - Automotive Jaws

Bid Forms, specifications, etc., may be obtained upon application at the office and address given above.

A Bid Bond or Certified Check in the amount of \$ 5% must be submitted with the bid.

Department of Purchases  
City of Fort Wayne  
By *A.C. Lord* A.C. Lord  
Director of Purchases

INSERT 1st RUN

REPEAT 2nd RUN

Type of Advertising Required

12-13-76

12-20-76

LEGAL NOTICE

PROPOSAL:

In compliance with the foregoing invitation to bid and subject to all of the conditions thereof the undersigned offers and agrees, if this bid is accepted within a reasonable time from date of opening of bids, to enter into a contract in accordance with the prices stated herein.

The Legal Advertisement, General Conditions, Instructions to Bidders, Information for Bidders, Special Conditions, Specifications, and Plans applying form a part of this proposal.

This proposal is supported by the following bid surety as required by law and signatures affixed thereto constitute both a proposal and bid surety executed by the bidder.

BID SURETY (REQUIRED BY LAW):

BOND FORM: (USE THIS BOND FORM—NO ALTERNATE FORM OF BOND WILL BE CONSIDERED).

KNOW ALL MEN BY THESE PRESENTS, THAT we, the undersigned, are held and firmly bound unto the City of Fort Wayne, State of Indiana, in the sum of 5% of total amount

.....Dollars,  
to be paid on demand to said City of Fort Wayne, its successors and assigns for which payment well and truly to be made, we hereby bind ourselves, our heirs, successors, executors, and administrators, jointly and severally firmly by these presents.

The condition of this obligation is such that if the bid or proposal attached hereto and made a part hereof and submitted to the within named division of the City of Fort Wayne or its duly constituted agent, is accepted and a contract awarded to the undersigned bidder and the said bidder shall within ten (10) days after notice of said award enter into a contract with the said City of Fort Wayne, State of Indiana, and shall secure the performance of the same by bond or otherwise as may be required to the satisfaction of the City of Fort Wayne, Indiana then this obligation shall be null and void; otherwise to be in full force and effect.

BID CHECK (ALTERNATE FORM OF SURETY):

Certified ☐

If a corporate surety is furnished, it is necessary that a certificate authorizing the "attorney-in-fact" to sign the bond accompanying the same.

ATTENTION BIDDERS

Use This Form Only - DO NOT Substitute  
Some other Form. (Use of any other  
Form will disqualify your Bid.)

SIGNATURES (BID SURETY AND PROPOSAL):

Witnessed by:

Robert Charlewold

OTHER PARTIES INTERESTED IN  
THIS PROPOSAL

(See 14—Signatures under General Conditions, etc.)

List all Parties if Partnership

BIDDER  
AND  
PRINCIPAL

MIDWEST FIRE & SAFETY EQPT.CO., INC.

Name of Bidder—Print or Type

By

Wm. P. Smith  
Signature of Person Authorized to Sign

Title

Vice President

1605 Prospect St.

Street Name and Number

Indpls., IN 46203

City, State and Zip Code

Date December 28, 1976

See Cover Letter

Ohio Farmers Insurance Co.

Name of Company — Print or Type

Incorporated

In the State of: Ohio

Address Rm. 701 Union Title Bldg.  
Indianapolis, Ind.

By

Robert F. Kiche  
Sign on this Line

SURETY

Witnessed by:

Mary Lee Dickinson

Date December 28, 1976

# Ohio Farmers Insurance Co.

Westfield Center, Ohio

Know All Men by These Presents, That OHIO FARMERS INSURANCE COMPANY, a corporation duly organized and existing under the laws of the State of Ohio, and having its principal office in Westfield Center, Medina County, Ohio, does by these presents make, constitute and appoint

Kenneth E. Krohne

of Brownsville and State of Indiana its true and lawful Attorney(s)-in-Fact, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver any and all bonds, undertakings, and recognizances; provided, however, that the penal sum of any one such instrument executed hereunder shall not exceed TWO HUNDRED FIFTY THOUSAND (\$250,000) DOLLARS

and to bind the Company thereby as fully and to the same extent as if such bonds were signed by the President, sealed with the corporate seal of the Company and duly attested by its Secretary, hereby ratifying and confirming all that the said Attorney(s)-in-Fact may do in the premises. Said appointment is made under and by authority of the following resolution adopted by the Board of Directors of the Ohio Farmers Insurance Company at a meeting held on the 3rd day of July, 1957:

"Be it Resolved, that the President, any Vice-President, any Secretary or any Assistant Secretary shall be and is hereby vested with full power and authority to appoint any one or more suitable persons as Attorney(s)-in-Fact to represent and act for and on behalf of the Company subject to the following provisions:

"Section 1. Attorney-in-Fact. Attorney-in-Fact may be given full power and authority for and in the name of and on behalf of the Company, to execute, acknowledge and deliver, any and all bonds, recognizances, contracts, agreements of indemnity and other conditional or obligatory undertakings and any and all notices and documents canceling or terminating the Company's liability thereunder, and any such instruments so executed by any such Attorney-in-Fact shall be as binding upon the Company as if signed by the President and sealed and attested by the Corporate Secretary."

This power of attorney and certificate is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of the Ohio Farmers Insurance Company at a meeting duly called and held on the 8th day of June, 1970:

BE IT RESOLVED, that the signature of any authorized officer and the seal of the Company heretofore or hereafter affixed to any power of attorney or any certificate relating thereto by facsimile, and any power of attorney or certificate bearing facsimile signatures or facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached.

In Witness Whereof, OHIO FARMERS INSURANCE COMPANY has caused these presents to be signed by its Vice President and its corporate seal to be hereto affixed this 7th day of August A.D., 1973

{ Corporate Seal Affixed }



OHIO FARMERS INSURANCE COMPANY

By

R. M. McGhee

Vice President

State of Ohio }  
County of Medina } ss.:

R. M. McGhee

On this 7th day of August A.D., 1973, before me personally came

to me known, who, being by me duly sworn, did depose and say, that he resides in Westfield Center, that he is Vice President of OHIO FARMERS INSURANCE COMPANY, the company described in and which executed the above instrument; that he knows the seal of said Company; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said Company; and that he signed his name thereto by like order.

{ Notarial Seal Affixed }



Robert Wavrek

Notary Public

## CERTIFICATE

My Commission Does Not Expire  
Sec. 147.03 Ohio Revised Code

State of Ohio }  
County of Medina } ss.:

David S. Smith, Jr.

Assistant Secretary of the OHIO FARMERS INSURANCE COMPANY, do hereby certify that the above and foregoing is a true and correct copy of a power of Attorney, executed by said Company, which is still in full force and effect; and furthermore, the resolutions of the Board of Directors, set out in the power of Attorney are in full force and effect.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Company at Westfield Center, Ohio, this \_\_\_\_\_ day of \_\_\_\_\_ A.D., 19\_\_\_\_



David S. Smith, Jr.  
David S. Smith, Jr., Assistant Secretary

# CITY OF FORT WAYNE

DEPARTMENT OF PURCHASES  
NUMBER ONE EAST MAIN STREET  
ROOM 470  
FORT WAYNE, INDIANA 46802

MAIL ALL CORRESPONDENCE, CLAIM VOUCHERS ETC. TO:

Ft. Wayne Fire Department  
3rd Floor, City-County Bldg, One Main St.  
Ft. Wayne, Indiana 46802

1615  
Midwest Fire & Safety Equipment Co., Inc.  
1605 Prospect St.  
Indianapolis, Indiana 46203

DELIVER TO:-  
DEPARTMENT \_\_\_\_\_  
OR DIVISION \_\_\_\_\_

PURCHASE ORDER NUMBER

3-34909

DATE December 28, 1976  
REF. NO.  
REQ. NO.

THE ABOVE INFORMATION MUST APPEAR ON  
ALL INVOICES, BILLS OF LADING, DELIVERY  
TICKETS, PACKAGES AND CORRESPONDENCE.  
INVOICE IN DUPLICATE.

THIS PURCHASE ORDER ISSUED BY:  
DEPT. DP

DATE  
WANTED }

APPROPRIATION  
AND FUND  
NUMBER } 54.001.001

ADDRESS \_\_\_\_\_  
CASH DISCOUNT TERMS \_\_\_\_\_ % IF PAID WITHIN \_\_\_\_\_ DAYS FROM DELIVERY AND  
ACCEPTANCE OF GOODS OR PERFORMANCE OF SERVICES. (DEDUCTION FOR DISCOUNT SHOWN BELOW)

QUANTITY ORDERED	UNIT	MATERIALS, SUPPLIES OR SERVICES	UNIT PRICE	AMOUNT
		<u>TAX EXEMPT</u> (UNLESS OTHERWISE INDICATED)		
2	ea	Model 32A Hurst Jaws of Life	4633.00	\$9,266.00
		With the following accessories:		
		Sets - Power Shears	254.00	508.00
		Sets - Aircraft and Cutting Jaws	75.00	150.00
		Sets - 16' Section Extension Hoses	110.00	220.00
		Sets - Automotive Jaws	75.00	150.00
		Total		\$10,294.00
		Per Bid Reference #753		
		SUBJECT TO COUNCILMANIC APPROVAL		
		ACL/gvr		

COMPLIANCE WITH  
THE DELIVERY DATE  
REQUESTED WILL A-  
VOID "FOLLOW UP"  
CORRESPONDENCE.

## NOTE

↓  
READ

INSTRUCTIONS ON  
THE BACK OF THIS  
ORDER

THE CONTRACTOR OR  
VENDOR, BY ACCEPT-  
ING THIS ORDER, A-  
Grees to the gen-  
eral conditions and  
terms of agreement  
on the back of this  
order.

UNLESS OTHERWISE  
INDICATED THE PRICES  
SHOWN INCLUDE ALL  
CHARGES FOR DELIV-  
ERY, PACKING, ETC.,  
NECESSARY TO COM-  
PLETE DELIVERY TO  
DESTINATION SPECI-  
FIED.

UNLESS OTHERWISE  
INDICATED THE PRICES  
SHOWN DO NOT INCLUDE  
SALES OF ANY KIND.

EXEMPTION BLANKS  
WILL BE FURNISHED  
WHEN NECESSARY.

IND. SALES TAX  
EXEMP. CERTIF. NO.  
34508

IF THIS ORDER DOES  
NOT AGREE WITH YOUR  
QUOTATION, KINDLY  
RETURN IF WITH AN  
EXPLANATION.

I HEREBY CERTIFY THAT THE COST OF THE ABOVE PURCHASE IS FULLY COV-  
ERED BY UNENCUMBERED BALANCES IN THE ABOVE FUNDS AND THAT THE  
EXPENDITURE THEREFOR HAS BEEN ONLY AUTHORIZED AND APPROPRIATED.

I HEREBY CERTIFY UPON MY OWN PERSONAL KNOWLEDGE THAT THIS ORDER  
IS AUTHORIZED BY A PROPERLY EXECUTED AND APPROVED REQUISITION ON  
FILE IN THIS OFFICE.

City Controller

Director of Purchases

Per

Per

Admn. Appr. \_\_\_\_\_

DIGEST SHEETTITLE OF ORDINANCE S- 77-01-02DEPARTMENT REQUESTING ORDINANCE Board of Public SafetySYNOPSIS OF ORDINANCE Covers proposed purchase of materials for Fort WayneFire Department. City of Fort Wayne Purchase Order No. 3-34909 to MidwestFire & Safety Equipment Co., Inc., in the amount of \$10,294.00.EFFECT OF PASSAGE necessary equipment to more effectively complete rescues of  
trapped persons.EFFECT OF NON-PASSAGE less effective rescue of trapped persons.MONEY INVOLVED (Direct Costs, Expenditures, Savings) Cost \$10,294.00.

ASSIGNED TO COMMITTEE (J.N.) \_\_\_\_\_

DATE SUBMITTED: June 28, 1977